**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN**

**MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929**

**OP.No. 7786 of 2001(B)**
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**PETITIONER:**
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**K.M. ABUBACKER,**
**JUNIOR ASSISTANT,**
**STORES DEPARTMENT,**
**KERALA STATE DRUGS AND PHARMACEUTICAL LTD.,**
**FORMULATION DIVISION, ALAPPUZHA.**

**BY ADV. SRI.M.P.ASHOK KUMAR,**
**SRI.SAJAN SREERAJ.**

**RESPONDENTS:**
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1. **KERALA STATE DRUGS AND PHARMACEUTICAL,**
**KALVOOR, ALAPPUZHA, REP. BY ITS MANAGING DIRECTOR.**

2. **MANAGER (ADMINISTRATION AND PERSONNEL),**
**KERALA STATE DRUGS AND PHARMACEUTICAL,**
**KALVOOR, ALAPPUZHA.**

**BY ADV. SRI.P.R.RAMACHANDRA MENON.**

**THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 25/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**ORDER ON C.M.P. NO. 12686/2001 IN O.P. NO. 7786/2001**

**DISMISSED**

**25/06/2007.** **SD/- THOTTATHIL B.RADHAKRISHNAN, JUDGE.**

**APPENDIX**

**PETITIONER'S EXHIBITS:**

**EXT.P.1: COPY OF THE ORDER NO. KSDP/EOA/58/99 DT. 30/10/99.**

**EXT.P.2: COPY OF THE REVERSION ORDER NO. KSDP/PRS/262/2001, DT. 24/02/2001 PASSED BY THE R.2.**

**EXT.P.3: COPIES OF THE RELEVANT PAGES OF THE SETTLEMENT OF 1978.**

**EXT.P.4: COPIES OF THE RELEVANT PAGES OF SEBSEQUENT SETTLEMENT.**

**RESPONDENT'S EXHIBITS:** **NIL.**

**//TRUE COPY//**

**prv.**

**THOTTATHIL B. RADHAKRISHNAN, J.**

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**O.P.No.7786 of 2001-B**

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Dated this the 25th day of June, 2007.

**JUDGMENT**

When the matter is taken up today, the learned counsel for the respondents placed before me a Notification, G.O.(Rt.) No.3116/95/LBR dated 30th December, 1995, whereby the Government of Kerala has published the Award of the Industrial Tribunal, Alappuzha in I.D.No.58/1992. By the said Award dated 12-12-1995, the industrial dispute referred to the Tribunal has been answered. The issues referred for adjudication to the Tribunal are as follows:

> "Overlooking of seniority of Sri.K.M.Aboobaker, Guard and promotion of Sri. S.Manikantan Nair as Head Guard, Time Office and anomaly in pay fixation due to upgradation of Sri.K.M.Aboobaker, Guard."

2. Those issues having been answered even before the

filing of this writ petition, I find no grounds to interfere. The writ petition fails. The same is dismissed.

Sd/-

**THOTTATHIL B. RADHAKRISHNAN,**
**JUDGE.**

Sha/-

**THOTTATHIL B. RADHAKRISHNAN, J.**

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**O.P.No. 7786 of 2001-B**

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**JUDGMENT**

**Dated: 25th June, 2007.**